IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Applicants:

Y. J. ASHER et al.

Examiner: Leslie A. Wong

Serial No.:

09/834,253

Art Unit: 1761

Filed:

April 12, 2001

Confirmation No.: 2733

For:

CO-EXTRUDED CHEESE SNACKS

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

Sir or Madame:

Applicants submit this Information Disclosure Statement, which includes attached Form PTO/SB/08A. Pursuant to 37 C.F.R. §§ 1.97(d)(2) and 1.17(p), a check in the amount of \$180 is enclosed. In the event that any additional fees are incurred in connection with this paper, please charge such fees to our Deposit Account No. 19-3320.

Each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign Patent Office (Mexico) in a counterpart foreign application received by the undersigned not more than three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(1).

The filing of this Information Disclosure Statement shall not be construed as a representation that a search has been made (37 C.F.R. § 1.97(g)), an admission that the information

01 FC:1806

189.09 OP

Application No. 09/834,253 Information Disclosure Statement

cited is, or is considered to be, material to patentability (37 C.F.R. § 1.97(h)), or an admission against interest in any manner.

Applicants respectfully request that each listed document be considered by the Office and be made of record in the present application in accordance with MPEP §609.

Respectfully submitted,

PHILLIPS LYTLE LLP

Rowland Richards, Esq.

Reg. No. 42,104

Michael J. Berchou

Reg. No. 48,233

3400 HSBC Center

Buffalo, New York 14203

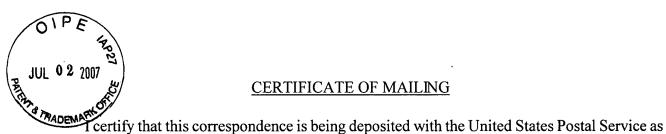
Telephone: (716) 847-8400 Telecopier: (716) 852-6100

Attorneys for Applicant(s)

Buffalo, New York June 29, 2007

Doc # 01-1671705.1

Application No. 09/834,253 Information Disclosure Statement



CERTIFICATE OF MAILING

first class mail, postage prepaid, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, this 29th day of June, 2007.

PHILLIPS LYTLE LLP

Rowland Richards

Reg. No. 42,104

Michael J. Berchou

Reg. No. 48,233

Signed: June 28, 2007

PTO/SB/08A (09-06)

Approved for use through 03/31/2007. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

09/834,253 **Application Number** April 12, 2001 Filing Date First Named Inventor Y.J. Asher Art Unit 1761 Leslie A. Wong **Examiner Name** 3003.10000

(Use as many sheets as necessary) Attorney Docket Number of 1 Sheet 1 U. S. PATENT DOCUMENTS

			U. S. PATENT	DOCUMENTS	Pages, Columns, Lines, Where
Examiner Initials*	Cite No.1	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Relevant Passages or Relevant Figures Appear
Hilliais		Number-Kind Code ^{2 (f known)}		1	Entire document
		^{US-} 4,612,198	09-16-1986	Wallin et al.	Little document
		US-			
		US-			
	†	US-			
	 	US-			
	1	US-			
	+ -	US-			
	1	US-			
	+	US-			
	1	US-			
	+-	US-			
	-	US-			
	+	US-			
	+	US-			
	+	US-			
	+-	US-			
	+	US-			
 	+	US-			
<u> </u>	+-	US-			

Examiner Initials*	Cite No.1	Foreign Patent Document	Publication Date MM-DD-YYYY	MENTS Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁶
		Country Code ³ "Number ⁴ "Kind Code ⁵ (if known)				

l i		
	Date	
Examiner	Considered	
Signature	The same Draw line through	sitation if not in conformance and no

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of considered. Include copy of this form with next communication to applicant. ¹ Applicant is sued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by Japanese patent documents, as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible.

Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, use including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent on the amount of time you require to complete this form and/or Suggestions for Reducing this Polyment of the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450.

TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form call 1-800-PTO-0100 (1-800-786-0100) and select cotion 2

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

Privacy Act Statement

The **Privacy Act of 1974 (P.L. 93-579)** requires that you be given certain information in connection with your submission of the attached form related to a patent application or patent. Accordingly, pursuant to the requirements of the Act, please be advised that: (1) the general authority for the collection of this information is 35 U.S.C. 2(b)(2); (2) furnishing of the information solicited is voluntary; and (3) the principal purpose for which the information is used by the U.S. Patent and Trademark Office is to process and/or examine your submission related to a patent application or patent. If you do not furnish the requested information, the U.S. Patent and Trademark Office may not be able to process and/or examine your submission, which may result in termination of proceedings or abandonment of the application or expiration of the patent.

The information provided by you in this form will be subject to the following routine uses:

- The information on this form will be treated confidentially to the extent allowed under the Freedom of Information Act (5 U.S.C. 552) and the Privacy Act (5 U.S.C 552a). Records from this system of records may be disclosed to the Department of Justice to determine whether disclosure of these records is required by the Freedom of Information Act.
- A record from this system of records may be disclosed, as a routine use, in the course of
 presenting evidence to a court, magistrate, or administrative tribunal, including disclosures to
 opposing counsel in the course of settlement negotiations.
- A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving an individual, to whom the record pertains, when the individual has requested assistance from the Member with respect to the subject matter of the record.
- 4. A record in this system of records may be disclosed, as a routine use, to a contractor of the Agency having need for the information in order to perform a contract. Recipients of information shall be required to comply with the requirements of the Privacy Act of 1974, as amended, pursuant to 5 U.S.C. 552a(m).
- A record related to an International Application filed under the Patent Cooperation Treaty in this system of records may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant to the Patent Cooperation Treaty.
- 6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).
- 7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (i.e., GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.
- 8. A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be disclosed, subject to the limitations of 37 CFR 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspection or an issued patent.
- A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.